

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

-

WRIT PETITION NO : 16337 of 2004

Between:

- 1 Avala Krishnaiah S/o.Late Venkatesu
 R/o.Annasamipalle Village, Renigunta Mandal, Chittoor Dist.
- 2 Avala Munaiah S/o. Late Nagaiah
 R/o. Annasamipalle Village Renigunta Mandal, Chittoor District.

..... PETITIONER(S)

AND

- 1 The District Collector, Chittoor District at Chittoor.
- 2 The Revenue Divisional Officer, Tirupathi Revenue Division, Tirupathi, Chittoor District.
- 3 The Mandal Revenue Officer, Renigunta Mandal, Chittoor District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction, more particularly a writ in the nature of mandamus, declaring the action of the respondents in trying to dispossess the petitioners from the land situate in S.No.324 of Annasamipalle Village Revenue Accounts, Renigunta Mandal Chittoor District to an extent of Ac 3025 cents, without following the due procedure of law and without even putting them on notice, as being illegal, arbitrary and violative of Principles of natural justice and fair play besides violative of Articles 21 and 300-A of the Constitution of India, and consequently direct the respondents not to interfere with their peaceful possession and enjoyment of the agricultural lands in S.No.324 of Annasamipalle Village Revenue Accounts, Renigunta Mandal, Chittoor District to an extent of Ac.3-25

cents.

Counsel for the Petitioners:MR.T.SRIKANTH REDDY

Counsel for the Respondents: GP FOR REVENUE

The Court at the stage of admission made the following ORDER:

The petitioners filed this writ petition on mere apprehension that the respondents are trying to dispossess them from the land in question without following the due procedure, which they are bound to follow.

In view of the same, the writ petition cannot be entertained on such mere apprehension. However, it is made clear that if the land of the petitioners is required for any public purpose, the respondents shall follow the due procedure.

With the above observation, the writ petition is dismissed. No costs.

13th SEPTEMBER, 2004.

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To

- 1 The District Collector, Chittoor District at Chittoor.
- 2 The Revenue Divisional Officer, Tirupathi Revenue Division, Tirupathi, Chittoor District.
- 3 The Mandal Revenue Officer, Renigunta Mandal, Chittoor District.
- 4 Two CCs to the Government Pleader for Revenue, A.P.High Court Buildings, Hyderabad (OUT)
- 5 Two CD copies.